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Hon. Harold Baer  
U.S. DISTRICT JUDGE  
S.D.N.Y.

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FAX 212-601-7492

July 16, 2008

Hon. Harold Baer, Jr., USDJ  
United States District Court  
500 Pearl Street, Room 2230  
New York, N.Y. 10007

Re: Luperon v. North Jersey Truck Center, Inc., et al.  
Case No. 07 cv 9630

Dear Judge Baer:

This office represents the plaintiff in the above auto diversity case. Yesterday, we received the letter from your chambers dated July 14, 2008, advising that a Pre-Trial Conference in this matter has been scheduled for Thursday, August 7, 2008.

This letter is being written to respectfully request an adjournment of the August 7<sup>th</sup> conference.

I have vacation commitments that week and do not have an associate familiar with the facts of this case. We have contacted all attorneys on this matter and are advised that Ms. Goldman, attorney for the third-party defendant City of New York, also has vacation commitments that week through August 13th. Additionally, she is not available August 14, 15, 22, and 29.

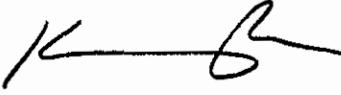
Mr. Kondulis, attorney for the defendant Randy Camposmatos relates he is also not available the week of August 7<sup>th</sup>, as well as on the following dates August 14, 20, and 27.

The attorneys for the defendants NORTH JERSEY TRUCK CENTER, INC. and MORETRAN LEASING CORP are available.

Accordingly, Ms. Goldman and Mr. Kondulis join in this application and Mr. Fricke consents.

Thank you.

Respectfully,

  
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Kevin Concagh, P.C.  
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KC/mg

Encl.

cc:

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Cynthia Goldman, Esq.  
Corporation Counsel of the City of New York  
Attorney for Second Third-Party Defendant  
THE CITY OF NEW YORK  
100 Church Street  
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Conference adjourned  
to Thursday, September 4  
at 3:45 pm.

SO ORDERED:

  
Harold Baer, Jr., U.S.D.J.

Date: July 21, 2008